GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare Department –Land acquisition for house sites – West Godavari District – Chataparru Village of Eluru Mandal - Land acquired to an ext of 12.84 Cts in R.S.No.120 etc., for provision of house sites to the weaker sections – Sanction of Rs. 35,82,146/- towards payment of decretal charges in in respect of E.P.No.143/2011, 144/2011, 145/2011 and 146/2011 in OP No.111/1988 –Orders – Issued.

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SOCIAL WELFARE (BUD&LA) DEPARTMENT

G.O.RT.No. 5 Dated: 02-01-2018.
Read:-

From the CCLA&Spl.CS. AP, Vijayawada, Lr.No.LA.II(3)/277/2017, Dt:26.09.2017.

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ORDER:

The Chief Commissioner of Land Administration &Spl.CS, AP., has stated that the Director of Social Welfare Department, A.P. Amaravthi, forwarded the proposal of the Collector, west Godavari District and requested to sanction an amount of Rs. 35,82,146/- (Rupees Thirty five lakhs eighty two thousand one hundred and forty six only) towards payment of decretal charges in respect of E.P.No.143/2011,144/2011,145/2011 and 146/2011 in OP No.111/1988 towards the land with an extent of Ac.12.84 Cts in R.S.No.120 etc., of Chataparru Village of Eliru Mandal of West Godavari District to comply with the orders of Hon'ble Senior Civill Judge, Eluru for providing house sites to the weaker sections and he briefed the case as follows:-

- An extent of Ac.12.84 cts. In R.S.No.120 etc., of Chataparru Village of Eluru Mandal of West Godavari District was acquired in Award NO.2/1987-88, dully awarded an amount of Rs. 33,000/- per acre with all other statutory benefits. Accordingly, am amount of Rs. 5,97,379.10 was paid to the land owners.
- The Hon'ble Senior Judge, Eluru has enhanced the Market Value from Rs.33,00/- to Rs.41,250/- per acre of OP.No.111/1988.
- The MRO Eluru has obtained the opinion of Government Pleader, Eluru i.e., "the Compensation enhanced by the trail court i.e., from Rs.33,000/- to Rs. 41,250/- is quite reasonable. There are no proper and valid grounds for filling appeal against the decree and order of the Civil Court."
- The RDO Eluru has submitted decretal charges proposed and requested to release an amount of Rs. 3,22,273/- in order to comply with the Hon'ble court orders.
- Further Government sanctioned an amount of 3,22,272/- and the said amount obtained in favour of Principal Senior Civil Judge. Eluru through Banker's Cheque No.344789, Dt.05.02.2002 on State Bank of India, Eluru being the differential decretal amount in OP.No.111/1988 on 25.02.2002.
- The land owner has filled appeal in Hon'ble High Court of A.P., and the Hon'ble High Court in their order on appeal No. 728/2000, Dt.20.02.2006 enhanced compensation to Rs.75,000/- per acre.
- The RDO, Eluru has further reported that in the above said EPs. EP.No.145/2011 and Sundara Ramayya & others filed EP.No. 152/2013 in OP.No.111/1988. Later on Sri Jasti Sundara Ramayya died and further the legal Representatives are approached the Hon'ble High Court are to be implemented and the amount payable is worked out up to 31.07.2017 is Rs.35,82,146/- to the said OP.
- The RDO, Eluru has finally requested that the differential decretal charge amount of Rs. 35,82,146/- may be obtained from the Government for depositing the amount in the Civil Court in the said OP at an early date.

2. He has further stated that the proposal of the Collector, West Godavari

(P.T.O.)

District has been verified the following Comparative calculation sheet of decretal charges and found that difference between calculation made by Collector and CCLA is nil.

3. The CCLA while forwarding the proposal of the District Collector, West Godavari which was forwarded by the DSW has requested the Govt., for sanction of decretal charges in respect of E.P.No.143/2011, 144/2011, 145/2011 and 146/2011 in OP No.111/1988 for an amount of Rs.35,82,146/- (Rupees Thirty five lakhs eighty two thousand one hundred and forty six only) towards the land with an extent of Ac.12.84 Cts in R.S.No.120 etc., of Chataparru Village of Eluru Mandal of West Godavari District to comply with the orders of Hon'ble Senior Civil Judge, Eluru for providing house sites to the weaker sections in consultation with Law Department, after due verification of the amounts proposed with concurrence of Finance Department.

4. Government, after careful examination of the above proposal, hereby accord permission to the Director of Social Welfare, A.P., Amaravati for release an amount of Rs. 35,82,146/- (Rupees Thirty five lakhs eighty two thousand one hundred and forty six only) towards payment of decretal charges in respect of E.P.No.143/2011,144/2011,145/2011 and 146/2011 in OP No.111/1988 towards the land with an extent of Ac.12.84 Cts in R.S.No.120 etc., of Chataparru Village of Eliru Mandal of West Godavari District to comply with the orders of Hon'ble Senior Civill Judge, Eluru for providing house sites to the weaker sections.

5. The expenditure sanctioned in para (4) above shall be met from the budget provision of Rs.75.00 crores under H/a:2225-01-283-GH.11-SH(08)-310-/312.Other GIA., in BE.2017-18.

6. The Director of Social Welfare, A.P., Amaravati is directed to issue necessary proceedings to the District Collector, West Godavari to comply with the court orders in O.P.No. 111 of 1998 and also requested to take the action on the concerned for not taking action in due time.

7. The District Collector, West Godavari shall verify the calculation sheet submitted by the land Acquisition officer once again, before issue of the proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition officer shall be held solely responsible.

7. These orders issues with the concurrence of Finance (FMU-Welfare-I) Department, vide their 39027/140/FMU-(WF.I)/2017 FIN ,Dated 14-12-2017.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.S.RAWAT
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Spl CS & Chief Commissioner of Land Administration, A.P., Vijayawada
The Director of Social Welfare, A.P, Amaravati
The District Collector, West Godavari
Copy to:
The Director of Treasury & Accounts, A.P., Vijayawada
The Accountant General, A.P., Hyderabad
The Deputy Director of Treasury & Accounts,West Godavari
Finance (FMU-WELFARE -I) Department
SF/SC.

// FORWARDED::BY::ORDER//

SECTION OFFICER